



General Assembly

February Session, 2008

**Amendment**

LCO No. 6554

\*HB0581406554HDO\*

Offered by:  
REP. FONTANA, 87<sup>th</sup> Dist.

To: Subst. House Bill No. 5814      File No. 323      Cal. No. 190

**"AN ACT CONCERNING COMMUNITY ACCESS TELEVISION."**

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- 1      Strike section 8 and insert the following in lieu thereof:
- 2      "Sec. 8. (NEW) (*Effective from passage*) (a) Notwithstanding any
- 3      statute or order of the Department of Public Utility Control, a
- 4      community antenna television company or its affiliate shall qualify, be
- 5      certified, or provide service as a competitive video service provider in
- 6      any area or municipality where it or an affiliate was providing service
- 7      as a community antenna television company pursuant to section 16-
- 8      331 of the 2008 supplement to the general statutes, on or before
- 9      October 1, 2007, provided it (1) on or before October 1, 2008, files with
- 10     the Department of Public Utility Control an affidavit signed by an
- 11     officer or general partner of such company or affiliate attesting to its
- 12     intention to provide video service in an area in which it did not
- 13     provide community antenna television service as a community
- 14     antenna television company, pursuant to section 16-331 of the 2008
- 15     supplement to the general statutes, on or before October 1, 2007, and to
- 16     provide such service to no fewer than one hundred thousand homes in

17 an area in the state in which it did not provide community antenna  
18 television service pursuant to section 16-331 of the 2008 supplement to  
19 the general statutes and to do so no later than January 1, 2012, (2) on or  
20 before January 1, 2010, initiates construction or acquires access to  
21 wireline assets necessary to offer video service to at least one hundred  
22 thousand homes in the state no later than January 1, 2012, as a  
23 competitive video service provider in an area in which it did not  
24 provide community antenna television service, pursuant to section 16-  
25 331 of the 2008 supplement to the general statutes prior to October 1,  
26 2007, (3) agrees to be subject to and to comply with community access  
27 programming and operations set forth in subsections (b) to (i),  
28 inclusive, and subsections (k), (l) and (n) of section 16-331a of the 2008  
29 supplement to the general statutes and any regulations pursuant  
30 thereto, and subsection (c) of section 16-333 of the 2008 supplement to  
31 the general statutes and any regulations pursuant thereto within any  
32 franchise area in which it was providing community antenna  
33 television service pursuant to section 16-331 of the 2008 supplement to  
34 the general statutes, (4) agrees to be subject to and to comply with  
35 section 17 of public act 07-253 within any franchise area in which it  
36 was providing community antenna television service pursuant to  
37 section 16-331 of the 2008 supplement to the general statutes, (5) agrees  
38 to be subject to and to comply with any state laws or regulations  
39 applicable to public service companies for any area in which it was  
40 providing community antenna television service as of October 1, 2007,  
41 pursuant to section 16-331 of the 2008 supplement to the general  
42 statutes.

43 (b) Any company or affiliate which was providing community  
44 antenna television service as of October 1, 2007, pursuant to section 16-  
45 331 of the 2008 supplement to the general statutes but which has been  
46 issued a certificate of video franchise authority prior to April 1, 2008, to  
47 offer video service in any franchise area where it was providing  
48 community antenna television service on October 1, 2007, pursuant to  
49 section 16-331 of the 2008 supplement to the general statutes which  
50 does not follow the process outlined in subsection (a) of this section by

51 the given deadlines shall have their certificate of video franchise  
52 authority revoked by the Department of Public Utility Control and  
53 they shall be issued a certificate of cable franchise authority in its place.

54 (c) No company or its affiliate shall qualify, be certified or hold a  
55 certificate of cable franchise authority in any franchise area of the state  
56 where it was providing community antenna television service  
57 pursuant to section 16-331 of the 2008 supplement to the general  
58 statutes on October 1, 2007, unless a certified competitive video service  
59 provider or a municipal electric utility of its affiliate or subsidiary has  
60 been offering video service as defined in public act 07-253 to at least  
61 one customer in that franchise area for a period of thirty days except in  
62 a franchise authority as of April 1, 2008.

63 (d) Nothing in this section shall affect or otherwise limit or restrict  
64 the eligibility of a municipal electric utility, its affiliates or subsidiaries  
65 to be certified as a competitive video service provider pursuant to  
66 section 16-331dd of the 2008 supplement to the general statutes, as  
67 amended by this act."